

VILLAGE OF WRIGHTSTOWN BOARD MEETING MINUTES

The regular bi-monthly meeting of the Village Board, of the Village of Wrightstown, was held at Wrightstown Village Hall, 352 High St., Wrightstown, WI, on **Tuesday, April 19, 2022.**

Meeting was called to order after the Committee of the Whole meeting adjourned.

Roll Call: Present – Village President Dean Erickson; Trustee Sue Byers; Trustee Mark Leonard; Trustee Andy Lundt; Trustee Terry Schaeuble; Trustee Dan Segerstrom; Trustee Keith Wendlandt

Also present: Administrator Travis Coenen; Public Works Director Andy Vickman; Police Chief Greg Deike; Fire Chief Mike Schampers; Reid Jahns from Excel Engineering; Bob Harris from Harris & Associates, Residents Drew Bain, Scott Corrigan, Mike Gehl, Brandon Luedtke, Brian Mathu, Evan Mathu, Greg Seidl, Gordon T. Wilker, Jr., Tom Wildenberg, John VandenWymelenberg

PUBLIC HEARING

- Rezone request by St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., for tax parcel VW-14-3 (Brown County), from E-A Exclusive Agriculture to R-R Rural Residential
- Conditional Use Permit request by St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., to construct a church and school on Brown County tax parcel VW-14-3
- Repeal of Chapter 174 Swimming Pools, to be replaced with Chapter 174 Swimming Pools, Hot Tubs, Spas and Backyard Pools, of the Village of Wrightstown Municipal Code

Motion carried.

- 3 calls were made for public input, with no response, on the Rezone request by St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., for tax parcel VW-14-3 (Brown County), from E-A Exclusive Agriculture to R-R Rural Residential
- 3 calls were made for public input, with no response, on the Conditional Use Permit request by St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., to construct a church and school on Brown County tax parcel VW-14-3
- 3 calls were made for public input on the repeal of Chapter 174 Swimming Pools, to be replaced with Chapter 174 Swimming Pools, Hot Tubs, Spas and Backyard Pools, of the Village of Wrightstown Municipal Code
 - John VandenWymelenberg, 15 Cornsilk Ct., spoke in support of the safety of “structural” locked pool covers and requested that homeowners have the option to install either a fence or a pool cover. In his research, he discovered that the best preventative measure for drowning is supervision

Trustee Dan Segerstrom noted that fences have gates that must be diligently latched and locked to prevent unwanted access to a pool. A pool cover requires the same attention to provide security

Trustee Sue Byers asked how likely it is that a homeowner will secure a pool cover for a quick errand into the house

John VandenWymelenberg responded that it is the responsibility of the adult in charge to cover the pool, lock the fence gate and to make sure swimmers are not left unattended

Trustee Andy Lundt noted that each pool owner has a responsibility to make sure that their property is safe. He also stated that there are no plans to secure the open water sources on Village property

- Eric Welhouse, 15 Red Clover Ln., shared that when his children were young, his biggest worry was the access to the pool that they had from inside the house, since his existing fence only protected those crossing his property lines to gain entrance. He installed a structural cover on his current pool, in the Village, for its ability to securely lock. Most surrounding communities allow these structural covers, without a fence, for the same reason. Typical fence gates, due to weather changes, do not always latch properly, making them more dangerous. He indicated that he alone is responsible for determining the risk when he leaves his pool cover open and he has insurance coverage should an accident occur. The Village has no liability in this
- Tom Wildenberg, 312 Butterfield Ct., noted that there is no fence/cover exception, in the revised ordinance, for above-ground pools that are 48” or higher above grade. Surrounding municipalities (Appleton, Grand Chute, Green Bay, Neenah) all have exceptions if the pool meets the 48” or higher above grade criteria and asked that the Board of Trustees consider adding this verbiage
- Scott Corrigan, with Splash Custom Pools and Spas, frequently works in the area and was able to confirm that many of the surrounding municipalities allow structural locking pool covers in lieu of fences. He explained that to close these types of covers is as simple as pushing a button, so in effect, they could easily be closed when a quick errand into the house is necessary. He also noted that a structural cover is very efficient and will make the pool less costly to operate. They are also very safe when locked since a key or code is required to open
- Trustee Keith Wendlandt contacted the US Consumer Products Safety Commission and reviewed their 2017 data when assisting with rewriting the existing pool ordinance. He shared that statistics show that a majority of submersion/drowning injuries, occurring in victims 5 years of age or younger, are in pools owned by the victim’s family or relatives. He went on to share that the Safety Commission states that a pool cover enhances the existing protection of a fence. However, due to the large number of different types of covers, no specifications are suggested, unlike the regulations regarding fencing. The assumption is that the technology of these newer structural fence covers was developed after the 2017 US Consumer Products Safety Commission report.

Trustee Wendlandt also shared that he was in support of removing the exception that locking, structural covers could be installed in lieu of fencing, since it will be difficult for Village Staff, with no access to resident's backyards, to determine if a structural cover is properly being used and, although he personally feels a fence is more effective, he cannot argue with those who spoke in support of them. His focus is on making sure that little ones that do not have observant parents stay safe

- Trustee Mark Leonard requested the definition of "solid" structural covers. Trustee Dan Segerstrom responded that the new ordinance indicates that a solid cover is one that can be fastened or key locked when unattended and is able to withstand 150 lbs. Ponds with wire mesh screen must withstand 100 lbs. Trustee Leonard voiced his concern about the safety of aging covers that may flex below the water levels and noted that fences also offer a false sense of security in that they are easily breached

Response from Resident John VandenWymelenberg stated that there is no perfect system that will prevent every possible accident scenario. He asked that Village homeowners have the right to make their own security decisions, based on their own individual situations

- Trustee Andy Lundt asked for clarification regarding the fence regulation for pools with 4'+ sidewalls.

Administrator Coenen stated that section (6) Fence requirements (a) (2) indicates that fence requirements are met when the overall vertical measurement from the grade (ground) level to the top of the pool guardrail is a minimum height of 4'

Motion was made by D Segerstrom with a second made by S Byers to close the public hearing.
Motion carried.

MINUTES – Motion made by T Schaeuble with a second made by D Segerstrom to approve the Wednesday, April 6, 2022 Village Board Meeting Minutes as submitted. **Motion carried.**

VOUCHERS – Motion made by S Byers with a second made by T Schaeuble to approve the vouchers, totaling \$668,427.29, from March 31, 2022 through April 13, 2022. **Motion carried.**

SCHEDULED APPEARANCES: None

WALK INS: John VandenWymelenberg, 15, Cornsilk Ct. asked if Marilyn Maynard, 1041 Crestview Dr., addressed her concerns to the Village Board regarding short term rentals. Trustee Sue Byers confirmed that the NEW Short Term Rental Ordinance, that will be moving to public hearing for Tuesday, May 3rd, is due to her request

CORRESPONDENCE: None

ADMINISTRATOR'S REPORT:

- Representing the Village of Wrightstown and the Wrightstown Urban Klister Legion Post 436 in the Wisconsin State Loyalty Day Parade, on Saturday, April 30th, in Denmark
- Currently booking bands for summer music events

- Loving Life Duathlon is scheduled for Saturday, May 21st. This is the same day as the Village Rummage Sale
- First three homes are being built in the second addition of the NEW Royal St. Pat's subdivision. Another four are pending a start date in the third addition
- The Department of Administration accepted the Village of Greenleaf incorporation petition. The next step is to present a referendum to the voters of the proposed new Village to see if there is enough support to move forward

Motion made by T Schaeuble with a second made by A Lundt to move up four items from the Parks, Recreation and Regional Planning agenda, to accommodate those in attendance regarding the St. John's Evangelical Lutheran Congregation of Wrightstown, WI rezone, conditional use and site plan applications and Luedtke R.E. Holdings, LLC (Lucky's Pub) combining CSM. **Motion carried.**

PARKS, RECREATION & REGIONAL PLANNING

- **St. John Evangelical Lutheran Congregation of Wrightstown, WI, Inc. Rezone Application** – Motion made by T Schaeuble with a second made by S Byers to approve the rezone application from St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., for tax parcel VW-14-3 (Brown County), from E-A Exclusive Agriculture to R-R Rural Residential. **Motion carried.**
- **St. John Evangelical Lutheran Congregation of Wrightstown, WI, Inc. Conditional Use Permit Application** – Motion made by T Schaeuble with a second made by D Segerstrom to approve the conditional use permit application from St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., to construct a church and a school on Brown County tax parcel VW-14-3. **Motion carried.**
- **St. John Evangelical Lutheran Congregation of Wrightstown, WI, Inc. Site Plan Application** – Motion made by T Schaeuble with a second made by D Segerstrom to approve the site plan application for St. John Evangelical Lutheran Congregation of Wrightstown WI, Inc., 206 Plum Road, Parcel VW-14-3, Village of Wrightstown. **Motion carried.**
- **Combining CSM for Luedtke R.E. Holdings, LLC (Lucky's Pub)** - Motion made by T Schaeuble with a second made by D Segerstrom to approve the combining CSM for Luedtke R.E. Holdings, LLC (Lucky's Pub), 565 County Road U, Parcels 300000440 & 300000442, Village of Wrightstown. **Motion carried.**

COMMITTEE REPORTS

FINANCE/PERSONNEL

- **State of Wisconsin Department of Administration Invoice #18722** – Motion made by S Byers with a second made by T Schaeuble to approve State of Wisconsin Department of Administration Invoice #18722, for \$719,594.60, for principal and interest payments on the Village's Water System Revenue Bonds, Series 2013, Water System Revenue Bonds, Series 2015 (*paid via Certificate & Direction below*) and Sewer System Revenue Bonds, Series 2009. Call of roll: 7 yes votes. **Motion carried.**

- **Certificate & Direction** – Motion made by S Byers with a second made by D Segerstrom to approve the Certificate & Direction, dated April 19, 2022, requesting that the Associated Bank escrow agent disburse \$364,184.61 from the Village’s escrow account on Friday, April 22, 2022, to the State of Wisconsin Safe Drinking Water Loan Program, for payment of debt service on the Village’s Water System Revenue Bonds, Series 2015, due May 1, 2022, per the June 24, 2015 Escrow Agreement. Call of roll: 7 yes votes. **Motion carried.**
- **Greenleaf Bank Payment Notice for Loan #810132004** – Motion made by S Byers with a second made by T Schaeuble to approve Greenleaf Bank payment notice for loan #810132004, for \$44,630.92, for principal and interest payments on the Village’s 2018 \$437,320 Water Revenue Bonds Bank Note. Call of roll: 7 yes votes. **Motion carried.**
- **Greenleaf Bank Payment Notice for Loan #810132003** – Motion made by S Byers with a second made by D Segerstrom to approve Greenleaf Bank payment notice for loan #810132003, for \$34,455.88, for principal and interest payments on the Village’s 2018 \$337,619 Sewer Revenue Bonds Bank Note. Call of roll: 7 yes votes. **Motion carried.**
- **D N Development, LLC (Thunder Bay Car & Pet Wash) First Quarter 2022 Utility Charges** - Motion made by S Byers with a second made by K Wendlandt to table the discussion/action of a Quarter 1, 2022 utility charge adjustment for Dave Vande Hei, D N Development, LLC (Thunder Bay Car & Pet Wash), since he was not available to address the Board of Trustees. If no response to appearance request received prior to Tuesday, May 3rd, the item will be removed from follow up. **Motion carried.**
- **Municipal Treasurer’s Appreciation Week Proclamation** – Proclamation, declaring April 17, 2022 through April 23, 2022 as Municipal Treasurers Appreciation Week, was noted
- **National Police Week and National Peace Officers Day Proclamation** – Proclamation, declaring May 15, 2022 through May 21, 2022 as National Police Week and Sunday, May 15, 2022 as National Peace Officers Day, was noted
- **International Firefighters Day and EMS Week Proclamation** – Proclamation, declaring May 4, 2022 as International Firefighters Day and May 15, 2022 through May 21, 2022 as EMS Week, was noted
- **National Public Works Week Proclamation** – Proclamation, declaring May 15, 2022 through May 21, 2022 as National Public Works Week, was noted
- **2022-2025 Planning Commission Appointments** – Motion made by K Wendlandt with a second made by A Lundt to appoint the following, to the Planning Commission, for the 2022-2025 term:
 - Robert Fandrey
 - Pat Kiel

Motion carried.

- **2022-2025 Board of Appeals Appointments** – Motion made by K Wendlandt with a second made by S Byers to appoint the following, to the Board of Appeals, for the 2022-2025 term:
 - Tim Dole
 - Bernie Vickman

Motion carried.

- **Municipal court Judge Appointment** – Motion made by K Wendlandt with a second made by S Byers to appoint the following:
 - Evan Mathu

Call of roll: 7 yes votes. **Motion carried.**

Newly appointed Municipal Court Judge, Evan Mathu, will be sworn in at a later date, due to the Clerk/Treasurer being out ill

PARKS, RECREATION AND REGIONAL PLANNING

- **Ordinance 04192022 Swimming Pools** - Motion made by T Schaeuble with a second made by D Segerstrom to approve Ordinance 04192022, repealing Chapter 174 Swimming Pools and replacing with Chapter 174 Swimming Pools, Hot Tubs, Spas and Backyard Ponds. New regulations allow for a solid structural cover to be used in place of a fence. **Motion carried.**
- **NEW Operator License Application for Sheri L. (Swieciechowski) Riha** – Motion made by T Schaeuble with a second made by S Byers to approve the NEW Operator License Application for Sheri L. (Swieciechowski) Riha, 345 High St., Wrightstown, WI 54180, for Dollar General. **Motion carried.**
- **NEW Short Term Rental Ordinance** – Motion made by T Schaeuble with a second made by D Segerstrom to move the NEW Short Term Rental Ordinance, with corrections, to public hearing on Tuesday, May 3, 2022. **Motion carried.**

PUBLIC SAFETY

Fire Department

- Lawrence Fire Department has taken possession of their new tender so Wrightstown Fire will no longer be needed to cover their calls
- Lucky's Pub & Grill will be holding a meat raffle, with proceeds to benefit Fire Fighter Melissa Malfroid's daughter, who has cancer, at 2:00 p.m. on Sunday, April 24th
- The family of Craig Micke donated funds for CPR/ADD certification, through the Red Cross, for Wrightstown Fire volunteers. 23 individuals completed training in March

Police Department

- The Village Salvage Inspector is averaging 20 inspections per month since starting in June of 2021. From January 1, 2022 through March 31, 2022, \$9,500 in revenues were collected with only \$4,763.52 in wages/benefits paid out. This leaves a profit of \$4,736.48
- Wrightstown Police Department will be awarded over \$7,000 as part of Governor Evers Safer Communities Investment. Information as to how funds are allowed to be spent will be coming
- Proceeds from salvage inspection fees were used to purchase a \$4,700 vehicle lift

PUBLIC WORKS

- Shamrock Park was vandalized last week. Vulgar graffiti was carved into the playground equipment. An insurance claim has been submitted and quotes for replacement pieces have been requested. Wrightstown Police Department is investigating the incident
- D N Development, LLC (Thunder Bay Car & Pet Wash) normally averages 290,000 gallons of water use per quarter. However, in Q1 of 2022, 458,000 gallons were utilized. A puck read was done, but, because the meter only dates back 30 days, the causing leak had already been fixed. Thunder Bay is now on track to use closer to their normal average. Dave Vande Hei has been contacted by Public Works & Utilities to have his equipment inspected to prevent further leaks, but no response has been received

CLOSED SESSION

Motion made by A Lundt with a second made by K Wendlandt to proceed into **CLOSED SESSION**, pursuant to Wisconsin State Statute 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over, which the governmental body has jurisdiction or exercises responsibility: (Call of roll: 7 yes votes)

Hiring of Full Time Police Officer

Motion carried.

Motion made by S Byers with a second made by K Wendlandt to recess for a 5 minute break. **Motion carried.**

OPEN SESSION

Motion made by A Lundt with a second made by K Wendlandt to reconvene into **OPEN SESSION**. (Call of roll: 7 yes votes.) **Motion carried.**

ACTION TAKEN AS A RESULT OF CLOSED SESSION: Motion made by K Wendlandt with a second made by D Segerstrom to approve the hire of Officer Breten G. Vande Hey for the vacant full time police officer position. Call of roll: 6 yes votes, 1 nay vote by Trustee Mark Leonard. **Motion carried.**

ADJOURN - - Motion made by K Wendlandt with a second made by S Byers to adjourn the meeting at 9:10 p.m. **Motion carried.**

Michelle Seidl

Clerk/Treasurer

Posted: 05/04/2022 MS